

**PRODUCT:** 4 bales of *Lobelia herb* at Cincinnati, Ohio, in the possession of Lloyd Brothers Pharmacists, Inc. The product was stored under insanitary conditions after shipment. The bales were torn, and they contained numerous rodent pellets. Examination showed that the product had become contaminated with rodent excreta.

**NATURE OF CHARGE:** Adulteration, Section 501 (a) (1), the product consisted in whole or in part of a filthy substance; and, Section 501 (a) (2), it had been held under insanitary conditions whereby it might have become contaminated with filth.

**DISPOSITION:** May 10, 1945. S. B. Penick & Co., Asheville, N. C., having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and destroyed under the supervision of the Food and Drug Administration.

**1569. Adulteration of crude drugs. U. S. v. 25 Bags of Jamaica Ginger (and 19 other seizure actions against crude drugs). Consent decrees of condemnation. Products ordered released under bond.** (F. D. C. Nos. 13608, 13798. Sample Nos. 79066-F to 79075-F, incl., 79087-F to 79096-F, incl.)

**LIBELS FILED:** September 8 and 22, 1944, Eastern District of Michigan.

**ALLEGED SHIPMENT:** Between the approximate dates of September 11, 1939, and June 12, 1944, from Kingston, Jamaica, B. W. I., Artesia, Fla., West Jefferson, Lenoir, and Wilkesboro, N. C., Oakland, Calif., Jersey City, N. J., New York, N. Y., Cincinnati, Ohio, Big Timber, Mont., San Francisco, Calif., Louisville, Ky., and S. A. Bruxelles, Belgium.

**PRODUCT:** 25 bags of *Jamaica ginger*, 314 pounds of *chestnut leaves*, 20 bags and 28 drums of *saw palmetto berries*, 663 pounds of *red clover*, 2 bales of *red clover*, 3 sacks of *tonga vine*, 4 bales of *burdock root*, 45 bags of *burdock root*, 27 bags and 333 pounds of *goldenseal herb*, 7 bales and 1,062 pounds of *cotton root bark*, 14 sacks of *Arnica flowers*, 3,068 pounds of *poplar buds*, 339 pounds of *tonga bark*, 3,379 pounds of *white pine bark*, 308 pounds of *blue cohosh root*, 223 pounds of *squaw vine*, and 8 bags of *elder flowers*. The products were in the possession of Parke, Davis and Co., at Detroit, Mich.

An inspection of the building in which the products were stored after shipment revealed that the floors were broken in several places and that there were holes in the wall near the base boards, many of which showed evidence of rodent traffic. There were much dust and webbing about the premises. Some of the windows were broken, allowing ready access for rodents and insects. Numerous insects and rat excreta pellets were observed. Examination showed that the *Arnica flowers*, *saw palmetto berries*, *tonga bark and vine*, *squaw vine*, *elder flowers*, *Jamaica ginger*, *red clover*, *goldenseal herb*, and *burdock root*, and one lot of *cotton root bark*, were insect-infested, with some of them containing rodent hairs or rodent excreta.

**NATURE OF CHARGE:** Adulteration, Section 501 (a) (1), the *Arnica flowers*, *saw palmetto berries*, *tonga bark and vine*, *squaw vine*, *elder flowers*, *Jamaica ginger*, *red clover*, *goldenseal herb*, *burdock root*, and one lot of the *cotton root bark*, consisted in whole or in part of filthy substances; and, Section 501 (a) (2), all products had been held under insanitary conditions whereby they might have become contaminated with filth.

**DISPOSITION:** December 26, 1944. Parke, Davis and Co., claimant, having admitted the allegations of the libels, judgments of condemnation were entered and the products were ordered released under bond to be brought into compliance with the law, under the supervision of the Federal Security Agency.

#### DRUGS AND DEVICES ACTIONABLE BECAUSE OF DEVIATION FROM OFFICIAL OR OWN STANDARDS\*

**1570. Adulteration of Amylofene and Ephedrine Capsules. U. S. v. First Texas Chemical Manufacturing Co. Plea of not guilty. Tried to the court; verdict of guilty. Fine, \$50. (F. D. C. No. 14265. Sample Nos. 61004-F, 61139-F.)**

**INFORMATION FILED:** March 7, 1945, Northern District of Texas, against the First Texas Chemical Manufacturing Co., a corporation, Dallas, Tex.

**ALLEGED SHIPMENT:** On or about July 17, 1942, and February 7, 1944, from the State of Texas into the State of Louisiana.

\*See also Nos. 1552, 1564, 1567.